

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Olufunke Awosogba	Team: Team # 6	CCRB Case #: 200714135	<input checked="" type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input checked="" type="checkbox"/> Injury
Incident Date(s) Wednesday, 09/19/2007 3:35 PM	Location of Incident: Corner of Knickerbocker Avenue & Linden Street	Precinct:	18 Mo. SOL 3/19/2009	EO SOL 3/19/2009	
Date/Time CV Reported Wed, 09/26/2007 9:45 PM	CV Reported At: CCRB	How CV Reported: On-line website	Date/Time Received at CCRB Wed, 09/26/2007 9:46 PM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. DT3 Patrick Cherry	01492	926676	NARCBBN

Officer(s)	Allegation	Investigator Recommendation
A.DT3 Patrick Cherry	Abuse: Det. Patrick Cherry stopped § 87(2)(b)	
B.DT3 Patrick Cherry	Abuse: Det. Patrick Cherry searched § 87(2)(b)	
C.DT3 Patrick Cherry	Force: Det. Patrick Cherry used physical force against § 87(2)(b)	

Synopsis

On September 26, 2007, § 87(2)(b) filed this complaint via the CCRB website. § 87(2)(b) stated that at approximately 3:35 PM on September 19, 2007, she left her apartment located at § 87(2)(b) in Brooklyn to get money from her car when she saw an unknown male arrested with two detectives present, Det. Patrick Cherry and an unidentified female detective (Det. 2). Students were let out for the day from a nearby school, so there were several people who witnessed the incident. The male prisoner said that he did not know why he was being arrested. § 87(2)(b) states that she did not know the male and did not know who he was speaking to. § 87(2)(b) was about five to six feet away from the male prisoner. Det. 2 asked § 87(2)(b) if she was his girlfriend, and § 87(2)(b) answered "no," then proceeded toward her car, which was parked directly in front of her residential building. § 87(2)(b) stated that moments later, another detective (Det. 3, who seemed to be the supervisor) called to § 87(2)(b) (not by name) and told her that he needed to speak to her. An unknown male told Det. 3 that the prisoner was his brother and that Det. 3 should speak to him. § 87(2)(b) went on her way back towards her apartment building when Det. Cherry and Det. 2 approached her. Det. Cherry asked § 87(2)(b) if she lived in a nearby building then asked her for her ID. § 87(2)(b) told Det. Cherry that she did not have it on her, but if they would allow her to go to her vehicle, she could get her ID for them. The detectives did not allow her to go to her car. Det. Cherry then allegedly searched her pant pockets (entering her pockets). § 87(2)(b) stated that she had nothing on her person. Det. Cherry then threw § 87(2)(b) against plywood serving as a wall for a nearby construction site. § 87(2)(b) asked Det. Cherry why she was being arrested, and then Det. Cherry allegedly turned § 87(2)(b) around and threw her to the ground. § 87(2)(b) was then handcuffed and escorted into a grey unmarked van, which the prisoner was already in. § 87(2)(b) stated that she got Det. Cherry's name from paperwork.

On October 4, 2007, the undersigned investigator called and left messages for § 87(2)(b) at home. The investigator also e-mailed § 87(2)(b) and sent her a please contact letter. On October 5, 2007, the investigator called and left another message for § 87(2)(b) at home. On October 9, 2007, the investigator called and spoke to § 87(2)(b). § 87(2)(b) provided a phone statement then scheduled an appointment for October 11, 2007. On October 11, 2007, § 87(2)(b) called to inform the investigator that she will not be able to make her appointment. She rescheduled an appointment for October 15, 2007. On October 15, 2007, § 87(2)(b) failed to appear for her appointment and did not call to notify the investigator prior to missing her appointment. On October 17, 2007, a missed appointment letter was mailed to § 87(2)(b). On October 19, 2007 and on October 22, 2007, the investigator called § 87(2)(b) at home and on her cell phone and left messages for her, and then e-mailed § 87(2)(b). To date, the investigator has not heard from § 87(2)(b). § 87(2)(g)

Investigator:

Date:

Supervisor:

Date:

Reviewed by:

Date:

Reviewed by:

Date: